



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/589,177

06/21/2007

Jun Yan

4202-02600

5891

30652

7590

05/25/2010

CONLEY ROSE, P.C.

5601 GRANITE PARKWAY, SUITE 750

PLANO, TX 75024

EXAMINER

ZIA, SYED

ART UNIT

PAPER NUMBER

2431

MAIL DATE

DELIVERY MODE

05/25/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/589,177	Applicant(s) YAN ET AL.	
	Examiner SYED ZIA	Art Unit 2431	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 24 February 2010.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,3-5,7-9,11-13,15,16,19 and 20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,4-5,7-9,12-13,15,16,19 and 20 is/are rejected.
- 7) ☒ Claim(s) 3 and 11 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

This action is in response to the application filed on February 24, 2010. Claims 1, 3-5, 7-9, 11-13, 15, 16, 19, and 20 are currently being considered.

Response to Arguments

Applicant's arguments filed February 24, 2010 with respect to claims 1, 3-5, 7-9, 11-13, 15, 16, 19, and 20 have been considered but are moot in view of the new ground(s) of rejection.

Allowable Subject Matter

Claims 3 and 11 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Art Unit: 2431

Claim 1, 4-5, 7-9, 12-13, 15, 16, 19, and 20 are rejected under 35 U.S.C. 102(b) as being anticipated by Kimichi et al. (U.S. Publication No.: 2002/0120760).

1. Regarding Claim 1 Kimichi teach and describe a key distribution method applied in the Next Generation Network comprising a terminal, a soft switch and an authentication center, comprising: the terminal sending a registration request message to the soft switch for a registration; the soft switch sending the authentication request message to the authentication center for the authentication for the terminal; and the authentication center authenticating the terminal, generating a session key for the terminal and the soft switch, and upon a successful registration authentication, sending the session key to the soft switch so as to be distributed to the terminal upon a successful authentication (Fig.3c, [0035-0036, 0271-0279, 0384-0396])

wherein the step of the authentication center authenticating the terminal comprises: the authentication center generating a first verification word for the terminal according to a key Kc shared with the terminal, encrypting the session key with the shared key Kc, and returning the encrypted session key and the first verification word to the soft switch; the soft switch returning a registration failure response message to the terminal to notify the terminal of a registration failure; the terminal generating a second verification word according to the key Kc shared with the authentication center, and sending a registration message containing the second verification word to the soft switch for a registration again; and the soft switch authenticating the terminal according to the first verification word and the second verification word ([0029-0036, 0271-0279, 0384-0396]).

2. Regarding Claim 9 Kimichi teach and describe a key distribution method applied in the

Art Unit: 2431

Next Generation Network comprising a terminal, a signaling proxy, a soft switch and an authentication center, comprising: the terminal sending a registration request message through the signaling proxy to the soft switch for a registration; the soft switch sending the authentication request message to the authentication center for the authentication for the terminal; and the authentication center authenticating the terminal, generating a session key for the terminal and the signaling proxy, and upon a successful registration authentication, sending the session key to the soft switch so as to be distributed through the signaling proxy to the terminal upon a successful authentication (Fig.3c, [0035-0036, 0271-0279, 0384-0396])

wherein the step of the authentication center authenticating the terminal comprises: the authentication center generating a first verification word for the terminal according to a key Kc shared with the terminal, encrypting the session key with the shared key Kc, and returning the encrypted session key and the first verification word to the soft switch; the soft switch returning a registration failure response message to the terminal to notify the terminal of a registration failure; the terminal generating a second verification word according to the key Kc shared with the authentication center, and sending a registration message containing the second verification word to the soft switch for a registration again; and the soft switch authenticating the terminal according to the first verification word and the second verification word ([0029-0036, 0271-0279, 0384-0396]).

3. Regarding Claim 19 Kimchi teach and describe a key distribution system applied in the Next Generation Network comprising: a terminal adapted to send a registration request message for a registration;

Art Unit: 2431

a soft switch adapted to receive the registration request message sent from the terminal and sent an authentication request message for the authentication for the terminal; and

an authentication center adapted to receive the authentication request message sent from the soft switch, to authenticate the terminal, to generate a session key for the terminal and the soft switch, and to send the session key to the soft switch so as to be distributed to the terminal upon a successful authentication (Fig.3c, [0035-0036, 0271-0279, 0384-0396]);

wherein the authentication center is further adapted to generate a first verification word for the terminal according to a key K_c shared with the terminal, to encrypt the session key with the shared key K_c , and to return the encrypted session key and the first verification word to the soft switch; wherein the soft switch is further adapted to return a registration failure response message to the terminal to notify the terminal of a registration failure, and to authenticate the terminal according to the first verification word and a second verification word; and wherein the terminal is further adapted to generate the second verification word according to the key K_c shared with the authentication center, and to send a registration message containing the second verification word to the soft switch for a registration again([0029-0036, 0271-0279, 0384-0396]).

4. Regarding Claim 20 Kimchi teach and describe a key distribution system applied in the Next Generation Network comprising: a terminal adapted to send a registration request message for a registration;
- a signaling proxy adapted to forward the registration request message from the terminal, and to distribute a session key to the terminal; a soft switch adapted to receive the registration request

Art Unit: 2431

message sent from the terminal through the signaling proxy and sent an authentication request message for the authentication for the terminal; and an authentication center adapted to receive the authentication request message sent from the soft switch, to authenticate the terminal, to generate the session key for the terminal and the signaling proxy, and to send the session key to the soft switch so as to be distributed through the signaling proxy to the terminal upon a successful authentication (Fig.3c, [0035-0036, 0271-0279, 0384-0396]);

wherein the authentication center is further adapted to generate a first verification word for the terminal according to a key K_c shared with the terminal and a key K_{sp} shared with the signaling proxy, to encrypt the session key respectively with the shared key K_c and the shared key K_{sp} , and to return the encrypted session key and the first verification word to the soft switch

wherein the soft switch is further adapted to return a registration failure response message through the signaling proxy to the terminal to notify the terminal of a registration failure, and to authenticate the terminal according to the first verification word and a second verification word; and wherein the terminal is further adapted to generate the second verification word according to the key K_c shared with the authentication center, and to send a registration message containing the second verification word to the signaling proxy to be forwarded to the soft switch for a registration again ([0029-0036, 0271-0279, 0384-0396]).

5. Claims 2, 4-8, 10, 12-16, and 19-20 are rejected applied as above rejecting Claim 1, and
9. Furthermore, Kimchi teach and describe a countermeasure method, wherein:

Art Unit: 2431

As per Claim 4, the method further comprises: the terminal sending to the soft switch a list of security mechanisms supported by the terminal and priority information of each security mechanism; the soft switch choosing an appropriate security mechanism for communication according to the list of security mechanisms and the priority information of each security mechanism of the terminal ([0029-0036, 0271-0279, 0384-0396]).

As per Claim 5, the registration request message and the registration message are SIP protocol registration messages, the registration failure response message is a SIP protocol response message; or wherein the registration request message is a system restart message and a corresponding response message in the MGCP protocol, the registration failure response message is a notification request message and a corresponding response message in the MGCP protocol, and the registration message comprises a notification message and a corresponding response message in the MOCP protocol; or wherein the registration request message comprises a system service status change message and a corresponding response message in the H.248 protocol, the registration failure response message is attribute modification message and a corresponding response message in the H.248 protocol, and the registration message comprises a notification message and a corresponding response message in the H.248 protocol; or wherein the registration failure response message is a gatekeeper rejection message in the H.323 protocol, the registration failure response message is a gatekeeper rejection message in the H.323 protocol, the registration message is a registration request message in the H.323 protocol ([0019-0036, 0271-0279, 0384-0396]).

As per Claim 7, the registration request message and the registration message are SIP protocol registration messages, the registration failure response message is a SIP protocol

Art Unit: 2431

response message, and the registration success response message is a SIP protocol registration request success message; or wherein the registration request message is a system restart message and a corresponding response message in the MGCP protocol, the registration failure response message and the registration success response message are a notification request message and a corresponding response message in the MGCP protocol, and the registration message comprises a notification message and a corresponding response message in the MGCP protocol; or wherein the registration request message comprises a system service status change message and a corresponding response message in the H.248 protocol, the registration failure response message and the registration success response message are an attribute modification message and a corresponding response message in the H.248 protocol, and the registration message comprises a notification message and a corresponding response message in the H.248 protocol; or wherein the registration request message is a gatekeeper request message in the H.323 protocol, the registration failure response message is a gatekeeper rejection message in the H.323 protocol, the registration message is a registration request message in the H.323 protocol, and the registration success response message is a registration success message in the H.323 protocol ([0019-0036, 0271-0279, 0384-0396]).

As per Claim 8, the registration request message and the registration message are SIP protocol registration messages, the registration failure response message is a SIP protocol response message, and the registration success response message is a SIP protocol registration request success message; or wherein the registration request message is a system restart message and a corresponding response message in the MGCP protocol, the registration failure response message and the registration success response message are a notification request message and a

Art Unit: 2431

corresponding response message in the MGCP protocol, and the registration message comprises a notification message and a corresponding response message in the MGCP protocol; or wherein the registration request message comprises a system service status change message and a corresponding response message in the H.248 protocol, the registration failure response message and the registration success response message are an attribute modification message and a corresponding response message in the H.248 protocol, and the registration message comprises a notification message and a corresponding response message in the H.248 protocol; or wherein the registration request message is a gatekeeper request message in the H.323 protocol, the registration failure response message is a gatekeeper rejection message in the H.323 protocol, the registration message is a registration request message in the H.323 protocol, and the registration success response message is a registration success message in the H.323 protocol ([0019-0036, 0271-0279, 0384-0396]).

As per Claim 12, the method further comprise: the terminal sending to the signaling proxy a list of security mechanisms supported by the terminal and priority information of each security mechanism, and the signaling proxy choosing an appropriate security mechanism for communication according to the security mechanisms supported by the terminal and the priority information of each security mechanism ([0029-0036, 0271-0279, 0384-0396]).

As per Claim 13, the registration request message and the registration message are SIP protocol registration messages, the registration failure response message is a SIP protocol response message; or wherein the registration request message comprises a system restart

Art Unit: 2431

message and a corresponding response message in the MGCP protocol, the registration failure response message is a notification request message and a corresponding response message in the MGCP protocol, and the registration message comprises a notification message and a corresponding response message in the MGCP protocol; or wherein the registration request message comprises a system service status change message and a corresponding response message in the H.248 protocol, the registration failure response message is an attribute modification message and a corresponding response message in the H.248 protocol, and the registration message comprises a notification message and a corresponding response message in the H.248 a protocol; or wherein the registration request message is a gatekeeper request message in the H.323 protocol, the registration failure response message is a gatekeeper rejection message in the H.323 protocol, the registration message is a registration request message in the H.323 protocol, and the registration success response message is a registration success message in the H.323 protocol ([0019-0036, 0271-0279, 0384-0396]).

As per Claim 15, the registration request message and the registration message are SIP protocol registration messages, the registration failure response message is a SIP protocol response message, and the registration success response message is a SIP protocol registration request success message; or wherein the registration request message comprises a system restart message and a corresponding response message in the MGCP protocol, the registration failure response message and the registration success response message are a notification request message and a corresponding response message in the MGCP protocol, and the registration message comprises a notification message and a corresponding response message in the MGCP protocol; or wherein the registration request message comprises a system service status change

Art Unit: 2431

message and a corresponding response message in the H.248 protocol, the registration failure response message and the registration success response message are an attribute modification message and a corresponding response message in the H.248 protocol, and the registration message comprises a notification message and a corresponding response message in the H.248 protocol; or wherein the registration request message is a gatekeeper request message in the H.323 protocol, the registration failure response message is gatekeeper rejection message in H.323 protocol, the registration message is a registration request message in the H.323 protocol, and the registration success response message is a registration success message in the H.323 protocol ([0019-0036, 0271-0279, 0384-0396]).

As per Claim 16, the registration request message and the registration message are SIP protocol registration messages, the registration failure response message is a SIP protocol response message, and the registration success response message is a SIP protocol registration request success message; or wherein the registration request message comprises a system restart message and a corresponding response message in the MGCP protocol, the registration failure response message and the registration success response message are a notification request message and a corresponding response message in the MGCP protocol, and the registration message comprises a notification message and a corresponding response message in the MGCP protocol; or wherein the registration request message comprises a system service status change message and a corresponding response message in the H.248 protocol, the registration failure response message and the registration success response message are an attribute modification message and a corresponding response message in the H.248 protocol, and the registration message comprises a notification message and a corresponding response message in the H.248

Art Unit: 2431

protocol; or wherein the registration request message is a gatekeeper request message in the H.323 protocol, the registration failure response message is a gatekeeper rejection message in the H.323 protocol, the registration message is a registration request message in the H.323 protocol, and the registration success response message is a registration success message in the H.323 protocol ([0019-0036, 0271-0279, 0384-0396]).

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Art Unit: 2431

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SYED ZIA whose telephone number is (571)272-3798. The examiner can normally be reached on 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William R. Korzuch can be reached on 571-272-7589. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

SZ

May 15, 2010

/Syed Zia/

Primary Examiner, Art Unit 2431